

Zoning Text Amendment No.: 10-08
Concerning: Agricultural Zones –
Pet Daycare
Draft No. & Date: 2 - 6/17/10
Introduced: June 22, 2010
Public Hearing:
Adopted:
Effective:
Ordinance No.:

**COUNTY COUNCIL FOR MONTGOMERY COUNTY, MARYLAND
SITTING AS THE DISTRICT COUNCIL FOR THAT PORTION OF
THE MARYLAND-WASHINGTON REGIONAL DISTRICT WITHIN
MONTGOMERY COUNTY, MARYLAND**

By: Councilmember Knapp

AN AMENDMENT to the Montgomery County Zoning Ordinance to:

- define pet daycare;
- allow pet daycare in certain agricultural zones; and
- generally amend the provisions for pet care in agricultural zones

By amending the following section of the Montgomery County Zoning Ordinance, Chapter 59 of the Montgomery County Code:

DIVISION 59-A-2
Section 59-A-2.1
DIVISION 59-C-9. “AGRICULTURAL ZONES”
Section 59-C-9.3 “Land uses”

EXPLANATION: ***Boldface** indicates a Heading or a defined term.*
Underlining indicates text that is added to existing law by the original text amendment.
[Single boldface brackets] indicate that text is deleted from existing law by original text amendment.
Double underlining indicates text that is added to the text amendment by amendment.
[[Double boldface brackets]] indicate text that is deleted from the text amendment by amendment.
** * * indicates existing law unaffected by the text amendment.*

ORDINANCE

The County Council for Montgomery County, Maryland, sitting as the District Council for that portion of the Maryland-Washington Regional District in Montgomery County, Maryland, approves the following ordinance:

Sec. 1. DIVISION 59-A-2 is amended as follows:

DIVISION 59-A-2. DEFINITIONS AND INTERPRETATION.

59-A-2.1 Definitions.

* * *

Daycare for pets. Activities, fenced areas, and structures for the care, feeding, exercising, and training of pets other than overnight boarding.

* * *

Sec. 2. DIVISION 59-C-9 is amended as follows:

Division 59-C-9 AGRICULTURAL ZONES.

* * *

59-C-9.3 Land uses.

No use is allowed except as indicated in the following table:

-Permitted Uses. Uses designated by the letter "P" are permitted on any lot in the zones indicated, subject to all applicable regulations.

-Special Exception Uses. Uses designated by the letters "SE" may be authorized as special exceptions under Article 59-G.

	Rural	RC	LDRC	RDT	RS	RNC	RNC/TDR
* * *							
(h) Services:²							
* * *							
Day care facility for more than 4 senior adults and persons with disabilities.	SE	SE	SE	SE ⁴⁸	SE	SE	SE

Day care facility for not more than 4 senior adults and persons with disabilities. ¹⁴	P	P	P	P ⁴⁸	P	P	P
<u>Daycare for pets</u>	<u>P*</u>			<u>P*</u>			
Domiciliary care home for more than 16 residents. ³⁵	SE	SE	SE	SE ⁴⁸	SE	SE	SE
Educational institution, private.	SE	SE	SE	SE ^{13, 48}	SE	SE	SE

19 * The tract of land must be at least 75 acres. Pets must be transported to and
 20 from the site by the pet daycare provider. All facilities and structures must be at
 21 least 500 feet from any neighboring residential building.

22 * * *

23 **Sec. 3. Effective date.** This ordinance takes effect immediately upon the
 24 date of Council adoption.

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26 This is a correct copy of Council action.

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29 Linda M. Lauer, Clerk of the Council